

COLLEEN NAQUIN

16th JUDICIAL DISTRICT COURT

VERSUS NO.: 129519 DIV. "F"

PARISH OF ST. MARY

WAL-MART STORES, INC.

STATE OF LOUISIANA

FILED: MAR 22 2016

MICHELLE FREDERICK

DEPUTY CLERK

PETITION FOR DAMAGES

NOW INTO COURT, through the undersigned counsel, comes Petitioner, **COLLEEN NAQUIN**, person of the full age of majority and resident of the Parish of St. Mary Parish, State of Louisiana, who with respect represent the following:

1.

Made defendant herein are the following:

- (1) **WAL-MART STORES INC.**, a foreign corporation authorized to do and doing business in the State of Louisiana, whose agent for service of process is C T CORPORATION SYSTEM, 3867 Plaza Tower Drive, Baton Rouge, Louisiana 70816.

2.

The Defendant, **WAL-MART STORES INC.**, is indebted unto Petitioner, **COLLEEN NAQUIN**, for damages, together with legal interest from the date of judicial demand and for all costs, for the reasons herein set forth.

3.

On or about December 23, 2015, the Petitioner, **COLLEEN NAQUIN**, was a customer shopping at the Wal-Mart store located at 973 US-90 in Morgan City, Louisiana when the Petitioner slipped and fell in a puddle of water, which had accumulated on the floor.

4.

The above-described accident resulted in severe injuries to Petitioner's body including, but not limited to, her arms and wrists.

5.

The Petitioner suffered severe personal damage as a result of the accident complained of herein, which was caused solely and proximately by the negligence of the Defendant, **WAL-MART STORES INC.**, in the following non-exclusive particulars, to wit:

- a. Allowing liquid to accumulate on the floor at a location where patrons are required to walk;

EXHIBIT

A

exhibitstickler.com

- b. Failing to properly inspect and survey its aisles, passageways, and floors;
- c. Failing to keep its premises free of any hazardous condition;
- d. Failing to observe and rectify a hazardous condition upon actual or constructive knowledge;
- e. Failing to warn customers of a hazardous condition;
- f. Failing to exercise reasonable care; and,
- g. Any and all other acts of negligence, which will be ascertained through discovery and at the trial of the matter.

6.

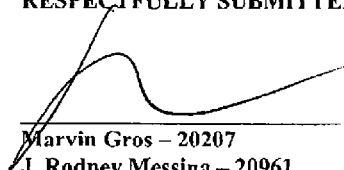
As a result of the negligence of the Defendant, **WAL-MART STORES INC.**,
Petitioner, **COLLEEN NAQUIN**, suffered the following personal damage including but not
limited to:

- a. Past, present and future pain and suffering;
- b. Past, present and future medical expenses;
- c. Past, present and future loss of wages;
- d. Past, Present and future mental anguish and emotional distress;
- e. Inconvenience;
- f. Loss of enjoyment of life; and,
- g. Any and all other damages that can be proven at trial of this matter.

WHEREFORE, Petitioner, **COLLEEN NAQUIN**, prays that:

1. Defendant, **WAL-MART STORES INC.**, be duly served with a certified copy of this
Petition and duly cited to answer same;
2. That after all demands have run and all proceedings are had, there be judgment in favor
of Petitioner and against Defendant, **WAL-MART STORES INC.**, granting all damages
in such amounts as are reasonable and in the premises;
3. For legal interest from date of judicial demand on all amounts awarded, and for all
costs of these proceedings; and
4. For all necessary orders and decrees as may be required or proper in the premises and
for full, general and equitable relief.

RESPECTFULLY SUBMITTED:



Marvin Gros – 20207
J. Rodney Messina – 20961
Janna Messina Kiefer – 34367
Jamie Messina Kitchin – 35609
Attorneys at Law
809 Railroad Avenue
Post Office Box 1040
Donaldsonville, LA 70346
(225)473-7868
(225)473-1266 (fax)

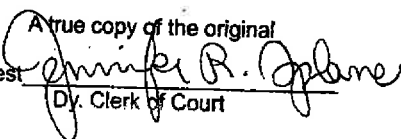
PLEASE SERVE:

WAL-MART STORES, INC.
Through its agent for service of process:
C T CORPORATION SYSTEM
3867 PLAZA TOWER DR.
BATON ROUGE, LA 70816

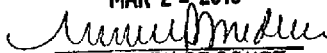
CLERK'S OFFICE, FRANKLIN, LA

RECEIVED AND FILED

MAR 29 2016

A true copy of the original
Attest 
Dy. Clerk of Court

MAR 22 2016


DY. CLERK OF COURT

CITATION

COLLEEN NAQUIN

Vs. No. 129519 Div "F"

WAL MART STORES INC



STATE OF LOUISIANA

16th JUDICIAL DISTRICT COURT

PARISH OF ST. MARY

To: WAL-MART STORES, INC., THROUGH AGENT, CT CORPORATION SYSTEM,
3867 PLAZA TOWER DRIVE, BATON ROUGE, LA 70816

You are hereby cited to comply with the demand contained in the petition, a certified copy of which accompanies this citation or to file your answer or other pleading to said petition in the office of the Clerk of the 16th Judicial District Court in the St. Mary Parish Court House in the City of Franklin in said Parish within fifteen (15) days after the service hereof. Your failure to comply herewith will subject you to the penalty of entry of default judgment against you.

You are also being served with ***Request for Production of Documents.***

**WITNESS MY HAND AND OFFICIAL SEAL OF OFFICE AT FRANKLIN,
LOUISIANA, MARCH 29, 2016.**

CLERK'S OFFICE, FRANKLIN, LA

CLIFF DRESSEL
Clerk of Court
St. Mary Parish, Louisiana
16th Judicial District Court

MAR 29 2016

A true copy of the original

Attest

Jennifer R. Aplane
Dy. Clerk of Court

Jennifer R. Aplane
Deputy Clerk of Court
JRS

SPACE BELOW FOR SHERIFF'S RETURN

[SERVICE]



**Service of Process
Transmittal**

04/04/2016

CT Log Number 528934749

TO: Kim Lundy Service of Process, Legal Support Supervisor
Wal-Mart Stores, Inc.
702 SW 8th St, MS#0215
Bentonville, AR 72716-6209

RE: Process Served in Louisiana

FOR: Wal-Mart Stores, Inc. (Domestic State: DE)

ENCLOSED ARE COPIES OF LEGAL PROCESS RECEIVED BY THE STATUTORY AGENT OF THE ABOVE COMPANY AS FOLLOWS:

TITLE OF ACTION: NAQUIN COLLEEN, Pltf. vs. Wal-Mart Stores, Inc., Dft.

DOCUMENT(S) SERVED: Citation, Petition, Request

COURT/AGENCY: ST. MARY; 16TH JUDICIAL DISTRICT COURT, LA
Case # 129519

NATURE OF ACTION: Personal Injury - Slip/Trip and Fall - 12/23/2015 - Wal-Mart store, 973 US-90 in
Morgan City, Louisiana

ON WHOM PROCESS WAS SERVED: C T Corporation System, Baton Rouge, LA

DATE AND HOUR OF SERVICE: By Process Server on 04/04/2016 at 08:44

JURISDICTION SERVED : Louisiana

APPEARANCE OR ANSWER DUE: Within fifteen (15) days after the service

ATTORNEY(S) / SENDER(S): Marvin Gros
Attorneys at Law
809 Railroad Avenue
Post Office Box 1040
Donaldsonville, LA 70346
225-473-7868

ACTION ITEMS: CT has retained the current log, Retain Date: 04/05/2016, Expected Purge Date:
04/10/2016

Image SOP

Email Notification, Kim Lundy Service of Process ctlawsuits@walmartlegal.com

SIGNED: C T Corporation System

ADDRESS: 3867 Plaza Tower Dr.
Baton Rouge, LA 70816-4378

TELEPHONE: 612-333-4315